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THE HON. SRI C. SUBRAMANIAM :—" These are cases which have to be dealt with by the Court and I do not think the Government can interfere."

SRI M. KALYANASUNDARAM :—" Section 145 should be resorted to only in cases of normal encroachment. But here, it is used to prevent the tenants from enjoying a right conferred on them by the Malabar Tenancy Act. Will the Government consider the question of issuing special instructions to the police and the Magistrates not to resort to section 145 in such cases? "

THE HON. SRI C. SUBRAMANIAM :—" When there is a dispute about possession and a likelihood of the breach of the peace, there should be some provision under which action should be taken and this is the only provision for it."

SRI K. C. GOPALAN UNNI :—" In the cases in Walluvanad taluk, the records clearly show that the lands were in the possession of the tenants. Still the police pass an order against the interests of the tenants."

THE HON. SRI C. SUBRAMANIAM :—" The Police do not pass any order; they can only submit a report. It is the Magistrate who holds a regular enquiry with regard to possession. It is a judicial enquiry and I do not think we can intervene in the matter."

Excess recovery from the Arikulam Producers'-cum-*Consumers' Co-operative Societies, Limited.*

* 559 *Q.*—SRI K. MADHAVAN NAMBIAR : Will the Hon. the Minister for Agriculture be pleased to state—

(*a*) whether a registered lawyer notice was received by the Collector of Malabar from the Arikulam Producers'-*cum*-Consumers' Co-operative Societies, Limited, for the settlement of their accounts under items of excess recovery by the Government (Civil Supplies) amounting to Rs. 1,25,976–14–5; and

(*b*) if so, the action taken thereon?

THE HON. SRI M. BHAKTAVATSALAM :—" (*a*) Yes Sir. In addition to Rs. 1,25,976-14-5, a sum of Rs. 43,461-8-1 was also shown as due from Government in the lawyer notice.

" (*b*) In respect of the sum of Rs. 1,25,976-14-5, referred to in the answer to clause (*a*) above, a sum of Rs. 689-0-1 was allowed and a sum of Rs. 92,694-14-6 was disallowed. The balance is pending settlement. As regards the sum of Rs. 43,461-8-1, a sum of Rs. 10,223-6-9 was allowed and the balance is pending settlement."

SRI P. K. GOPALAKRISHNAN :—" A sum of more than 92,000 rupees is said to have been disallowed. May I know the grounds on which it was disallowed? "

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THE HON. SRI M. BHAKTAVATSALAM :—" This comprises a number of items. Each item is examined by the Government and is either accepted or disallowed. It is not possible for me to read all the grounds for disallowing."

SRI K. P. GOPALAN :—" Are the Government aware that the accounts in the Collector's office are in a state of confussion and that that is the reason why the Collector is not able to settle the claims of the societies? "

THE HON. SRI M. BHAKTAVATSALAM :—" I have no such information."

SRI M. NARAYANA KURUP :—" Under the instructions issued by the Government, the societies are liable to pay interest only on the stock for three months and they need not pay any interest on the excess. This society, which has a monthly offtake of 1,600 bags of rice, was compelled to take 188,000 tons of rice. May I know whether the claim that is said to have been allowed includes counter-interest on this excess supply? "

THE HON. SRI M. BHAKTAVATSALAM :—" I would like to have notice."

Repairs to " Raman Kulam " in Koram amsam in Payyanur firka.

* 560 Q.—SRI K. P. GOPALAN : Will the Hon. the Minister for Revenue be pleased to state—

(a) whether the Government have any proposal to repair the big tank called " Raman Kulam " in Koram amsam in Payyanur firka, North Malabar, so as to benefit thousands of acres of land in the amsam ; and

(b) if so, when the repairing work is likely to begin?

THE HON. SRI M. A. MANICKAVELU NAICKER :—" (a) Yes, Sir.

" (b) The Revenue investigation of the scheme has been completed. The technical investigation is proceeding and the work will be taken up in due course, if feasible."

SRI K. P. GOPALAN :—" Are the Government aware that the travelling allowance drawn by the officers for investigating the scheme would have been sufficient to repair the tank itself? May I request the Hon. Minister to expedite the repair, as the peasants are put to great hardship on account of non-repair? "

THE HON. SRI M. A. MANICKAVELU NAICKER :—" As regards the first part of the question, I can answer only if the hon. Member says what the amount of the travelling allowance drawn is. As regards the second part, the Government are very anxious to execute the scheme, because it is a good and remunerative scheme."